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**Transmittal for Filing a Continuation-In-Part, Continuation or Divisional  
Application Under 35 U.S.C. 111, 35 U.S.C. 121 and 37 CFR 1.53(b)**

22154 U.S. PTO  
10/716716  
111903

|   |   |   |
|---|---|---|
| <b>Docket Number</b><br>6029-01                       | <b>Prior Application Examiner/Group</b><br>G. Delcotto/1751 | <b>Prior Application (Serial No. and Filing Date)</b><br>09/086,427 filed 5/28/98 |
| <b>Anticipated Classification of this Application</b> | <b>Subclass</b>   | <b>Class</b>  |

**Customer No. 23909  
Patent Trademark Office**

TO: Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

This is a request for filing a ☒ continuation-in-part, ☐ continuation or ☐ divisional application under 35 U.S.C. 111, 35 U.S.C. 121 and 37 CFR 1.53(b) of prior application Serial No. 09/086,427, filed on May 28, 1998 entitled Composition With Dual Gum System, all of which applications are incorporated herein by reference, and includes the following named inventor(s):

|                         |  |  |  |
|-------------------------|--|--|--|
| Full Name of Inventor   | Family Name<br>Harmalker               | First Given Name<br>Subhash            | Second Given Name                            |
| Residence & Citizenship | City<br>Somerset                       | State or Foreign Country<br>New Jersey | Country of Citizenship<br>United States      |
| Post Office Address     | Post Office Address<br>11 Gifford Road | City<br>Somerset                       | State & Zip Code/Country<br>New Jersey 08873 |
| Full Name of Inventor   | Family Name                            | First Given Name                       | Second Given Name                            |
| Residence & Citizenship | City                                   | State or Foreign Country               | Country of Citizenship                       |
| Post Office Address     | Post Office Address                    | City                                   | State & Zip Code/Country                     |
| Full Name of Inventor   | Family Name                            | First Given Name                       | Second Given Name                            |
| Residence & Citizenship | City                                   | State or Foreign Country               | Country of Citizenship                       |
| Post Office Address     | Post Office Address                    | City                                   | State & Zip Code/Country                     |
| Full Name of Inventor   | Family Name                            | First Given Name                       | Second Given Name                            |
| Residence & Citizenship | City                                   | State or Foreign Country               | Country of Citizenship                       |
| Post Office Address     | Post Office Address                    | City                                   | State & Zip Code/Country                     |

**1. CLAIMS AS ORIGINALLY FILED AND/OR ADJUSTED BY PRELIMINARY AMENDMENT ATTACHED  
HERETO ARE CALCULATED BELOW:**

| CLAIMS                                    | (1) FOR | (2) NUMBER FILED | (3) NUMBER EXTRA | (4) RATE   | (5) CALCULATIONS |
|---|---------|------------------|------------------|------------|------------------|
| TOTAL CLAIMS                              |         | 14-20            | 0                | X \$18.00= | -\$0             |
| INDEPENDENT CLAIMS                        |         | 1- 3             | 0                | X \$86.00= | \$0              |
| MULTIPLE DEPENDENT CLAIMS (if applicable) |         |                  |                  | + \$290.00 |                  |
|   |         |                  |                  | BASIC FEE  | 770.00           |
|   |         |                  |                  | TOTAL =    | \$770.00         |

2. ☒ The Commissioner is authorized to charge the filing fee of \$770.00 to Deposit Account No. 03-2455.

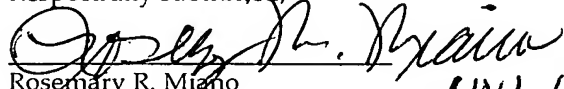
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3. ☒ The Commissioner is hereby authorized to charge any fees or additional fees which may be required under 37 CFR 1.16 and 1.17 or credit any overpayment to Deposit Account No. 03-2455. This is a "general authorization" under 37 CFR 1.25(b), except that no automatic debit of the issue fee upon allowance is authorized, except the Commissioner may debit the Deposit Account for any deficiency in or inadvertent omission of an issue fee which is submitted or attempted to be submitted after issuance of a Notice of Allowance. A duplicate copy of this sheet is enclosed.
4. ☒ A new <sup>unexecuted</sup> Declaration and Power of Attorney and <sup>unexecuted</sup> Assignment are included since this application is a continuation-in-part.
5. ☐ A copy of the original Application and Executed Declaration/Power of Attorney are enclosed.
6. ☐ Amend the specification by inserting before the first line the sentence:  
"This is a ☐ continuation ☐ divisional of pending prior application Serial No. \_\_\_\_\_ filed \_\_\_\_\_ which application is now pending and is incorporated herein by reference".
7. ☐ Priority of application Serial No. \_\_\_\_\_ filed on \_\_\_\_\_ in \_\_\_\_\_ is claimed under 35 U.S.C. 120.
8. ☒ The prior application is assigned of record to Colgate-Palmolive Company
9. ☐ Information Disclosure Statement (37 CFR 1.97 to 1.98) along with form PTO-1449 and references.  
☐ enclosed ☐ will follow at a later date
10. ☐ FORMAL drawings                      No. of Sheets: <>                      Figures: <>  
☐ INFORMAL drawings                      No. of Sheets: <>                      Figures: <>
11. ☒ The power of attorney in this application is to: Richard Ancel, Reg. No. 26,438; Bernard Lieberman, Reg. No. 26,194; Michael J. McGreal, Reg. No. 25,356; Richard E. Nanfeldt, Reg. No. 27,050; Paul Shapiro, Reg. No. 22,322; James Serafino, Reg. No. 29,346; Martin Barancik, Reg. No. 25,189; Rosemary Miano, Reg. No. 29,674; Henry S. Goldfine, Reg. No. 38,468; Ellen K. Park, Reg. No. 34,055; Clifford E. Wilkins, Reg. No. 39,425.
12. ☒ Also enclosed: Copy of Office Communication and Ext. of Time

Address all future communications to:

Patent Department, Colgate-Palmolive Company  
909 River Road; P.O. Box 1343  
Piscataway, New Jersey 08855-1343

Respectfully submitted,

  
Rosemary R. Miano

Reg. No. 29,674  
COLGATE-PALMOLIVE COMPANY  
909 River Road; P.O. Box 1343  
Piscataway, NJ 08855-1343  
Tel. (732) 878- 7153      Fax (732-878-7853 or 7660  
Attorney of Record

NOV. 19, 2003

**CERTIFICATE OF EXPRESS MAILING**

I hereby certify that this document and all its noted attachments listed below are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 addressed to the Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 Via Express Mail Label EV359990095 on Nov. 19, 2003.

Signature: Phyllis Colleton-Carter

Date

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT: Subash Harlmalker

SERIAL NUMBER: Not Yet Accorded

EXPECTED ART UNIT: 1751

FILED: November 19, 2003

EXAMINER: Not Yet Accorded

FOR: COMPOSITION WITH DUAL GUM SYSTEM

Commissioner of Patents  
P.O.Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATE OF EXPRESS MAILING**

I hereby certify that this paper, along with any other paper or fee referred to in this paper as being transmitted herewith, is being deposited with the United States Postal Service with sufficient postage as EXPRESS MAIL LABEL NO. 35990095 US in an envelope addressed to: Commissioner for Patents, PO Box New Applications, Alexandria, VA 22313-1450 on this **19th day of November, 2003.**

By: Date: NOV. 19, 2003

Rosemary Miano, Reg. No. 29,674

**COMMUNICATION**

Dear Sir:

This COMMUNICATION accompanies the filing of this Continuation-in-Part case for USSN 09/086,427 ("Parent Case"). A copy of a COMMUNICATION and Petition for Extension of Time for the Parent Case is also enclosed for the convenience of the Examiner.

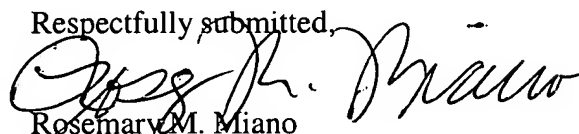
Applicant, through his attorney is filing this case as a Continuation-in-Part of the Parent Case. This is being done to focus on a narrower version of the Parent Case and is based on information currently contained in the Parent Case. While it is not believed that any new matter is being added substantively to the case, it is thought that rewriting parts of the Parent Case would be helpful to more narrowly focus on these particular embodiments. All of the limitations contained in the accompanying application are currently contained in the Parent Case.

This Communication is also being filed to make of record the fact that Applicant's attorney has been advised that some consumer testing was done in early 2002. Since the filing

date of the Parent Case is May 28, 1998, and the CIP being filed now does not contain any information outside the scope of the Parent Case, no further details of the testing are being enclosed.

It is believed that this case with its more particular description of the invention contains allowable subject matter and an early Notice of Allowability is requested.

Respectfully submitted,



Rosemary M. Miano  
Associate Patent Counsel

Reg. No. 29,674

Date: Nov. 19, 2003

Colgate-Palmolive Company  
909 River Road  
P.O. Box 1343  
Piscataway, NJ 08855-1343  
Telephone: (732)878-7153

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**In re the application of: **Subash Harlmalker**Examiner: **G.Delcotto**Serial No.: **09/086,427**Art Unit: **1751**Filed: **May 28, 1998**For: **COMPOSITION**Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**Certificate Of Mailing (37 CFR 1.8a)**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage as first-class mail in an envelope addressed to the: Assistant Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 19<sup>th</sup> day of November, 2003.

Phyllis Colleton-Carter

(Signature of person mailing paper or fee)

**PETITION FOR EXTENSION OF TIME**  
**UNDER 37 CFR 1.136(a)**

(Three Months)

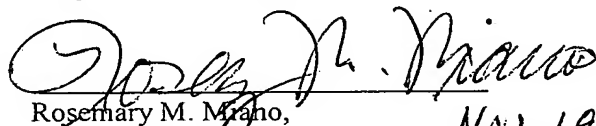
Dear Sir:

Pursuant to 37 CFR 1.136, it is respectfully requested that the period for replying to the Office Action dated May 20, 2003 in the subject application be extended for a period of three months from August 20, 2003 to November 20, 2003. Please charge the \$950.00 fee for the three month extension to Account No. 03-2455.

The Commissioner is hereby authorized to charge any additional fees which may be required to Account No. 03-2455.

A duplicate of this paper is provided for the charging of fees due.

Respectfully submitted,



Rosemary M. Milano,  
Reg. No. 29,674  
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Piscataway, NJ 08855-1343  
Tel. (732) 878-7153  
Attorney of Record

Nov. 19, 2003